

GOVERNMENT OF TELANGANA
ABSTRACT

Energy Department - SCCL - Acquisition of land for new coal mining projects of SCCL and providing R&R under RFCTLARR Act 2013 and RFCTLARR (Telangana Amendment) Act, 2016 - Request for exemption from Social Impact Assessment Study (SIA) under Chapter II and Food Security under Chapter III of RFCTLARR Act 2013 for land acquisition in Jayashankar Bhupalapalli District - Publication of Gazette Notification in Form-A - Orders - Issued.

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ENERGY (BUDGET/A1) DEPARTMENT

G.O.Ms.No.13

Dated:04.12.2021.
Read the following:

1. RFCTLARR Act, 2013 (Central Act No.30 of 2013).
2. RFCTLARR (Telangana Amendment) Act, 2016 (Act No.21 of 2017).
3. The Telangana State Land Acquisition (Consent Award, Voluntary acquisition and Lump-sum Payment towards R&R) Rules, 2017.
4. From the Chairman & Managing Director, SCCL, Lr.No.CMD/PS/H/101, Dt:06.11.2021.

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ORDER:

In terms of Chapter II of the RFCTLARR Act, 2013 1st read above, whenever the Government intends to acquire land for a Public Purpose, Social impact assessment study should be carried out in the affected area in consultation with the respective local body .

2. **The Chairman & Managing Director, SCCL in the reference 4th read above, informed** that the SCCL is in urgent need of lands for the new Coal mining projects and that grounding of new coal mines and extension of existing coal mines are substantially delayed due to cumbersome procedure in land acquisition. As a result, SCCL will not be in a position to produce and supply coal as per the set targets to the existing and new power plants apart from other Industries in Telangana State and South India. If the projects are not grounded as per schedule, cost of projects will be increased heavily due to delay. If coal is not supplied as per demand from time to time, operation of power plants will be affected and consequently lift irrigation projects, irrigation under wells and bore wells will also be affected; Industrial production will be hampered and amenities to general public will also be affected.

3. The C&MD, SCCL while discussing the provisions of RFCTLARR Act, 2013 informed that for acquisition of land for a public purpose under RFCTLARR Act, 2013, under Chapter II of the Act, Social Impact Assessment Study (SIA) should be conducted by a Committee of about six members and appraisal of SIA by an Expert Group and the same procedure cumbersome and time consuming due to which land acquisition may be delayed for years. The C&MD, SCCL has further informed that the new section 10A of RFCTLARR Act, 2013 empowers the State Government to exempt in public interest in case of lands acquired for its own use and infrastructure projects, from the application of the provisions of Chapter II and Chapter II of the Act, 2013. The “mining activities” is in definition of ‘infrastructure projects’ in main Act of 2013. Hence, in the public interest the lands to be acquired for coal mines are to be exempted from the application of Chapters II and III of RFCTLARR Act, 2013.

(p.t.o.)

4. In view of the above, Chairman & Managing Director, SCCL has requested to exempt part land acquisition for the project mentioned in the following table and land acquisition for KTK OC-III, Bhupalapally Area in Jayashankar Bhupalapalli District and arrange to publish respective Notifications in Form-A of the Rules under the RFCTLARR (Telangana Amendment) Act, 2016, in public interest and that after issuing a notification in Form-A, the concerned Project Authority will file requisition with the District Collector in Form-B duly enclosing Form-A notification:

Sl. No.	Name of Project	Land required Acres-gts	Land acquired so far Acres-gts	SIA exemption required now for land to be acquired	Targeted production of coal per annum	Justification for seeking exemption
1.	KTK OC-III Expansion, Jayashankar Bhupalpalli District	879-03	Nil	<p>Acs.879-03 gts.</p> <p>a) Dharmaraopet (V), Ghanpur (M) Ac.357-22 gts. in Sy.Nos.76 to 78, 106, 109 to 112, 116 to 119, 200, 233 to 235, 240, 241, 262, 267, 295, 296, 304, 318, 685, 689, 690 and 695 to 699.</p> <p>b) Kondapur (V), Ghanpur (M) Ac.425-16 gts. in Sy.Nos.8,49 to 64, 66, 84 to 86, 92 and 168</p> <p>b) Peddapur (V), Bhupalapalli (M) Ac.96-05 gts. in Sy. Nos.567 to 570, 573, 574 and 280</p>	1.00 million tonne per annum; scheduled to be operated in 2022-23	To maintain production of coal as per set target and supply coal to Kakatiya Thermal Power Plant (KTPP) at Bhupalpalli and other industries, new projects are needed to be grounded as per schedule. Hence, avoiding delay in land acquisition exemption from SIA is essential.

5. Government after careful consideration and examination of the provisions made in the Acts 1 to 3 read above decided to issue notification in Form-A duly exempting aforementioned lands from application of Chapters II and III of RFCTLARR Act, 2013 (Telangana Amendment Act, 2016) for new coal mining projects in public interest.

6. The following Notification shall be published in the next Extra Ordinary Issue of Telangana Gazette.

NOTIFICATION

“In exercise of the provisions contained in Sec.10 (A) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (RFCTLARR) Act, 2013 (Telangana Amendment Act, 2016) in its application to the State of Telangana, the Government have decided and accordingly hereby, exempt the following lands required for new Coal mining projects, from the application of provisions of the Chapter II and Chapter III of the Act in the public interest:

Sl. No .	Name of Project	Land required Acres-gts	Land acquired so far Acres-gts	SIA exemption required now for land to be acquired	Targeted production of coal per annum	Justification for seeking exemption
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7. It is also certified that all the efforts have been made in finalizing the minimum extent of Land required for the said project.

(p.t.o)

8. The Chief Commissioner of Land Administration, Telangana State and the Chairman and Managing Director, Singareni Collieries Company Limited, shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

SUNIL SHARMA

Special Chief Secretary to Government

To

The Commissioner of Stationery & Printing, Government of Telangana,
Hyderabad. (with a request to publish the notification in next extraordinary
issue of Telangana Gazette and furnish (50) copies to this Department)

The Chief Commissioner of Land Administration, Hyderabad.

The Chairman & Managing Director, SCCL, Hyderabad.

The District Collector, Jayashankar Bhupalaplli District.

Copy to:

The P.S. to Principal Secretary to CM.

The P.S. to Hon'ble Minister for Energy

The P.S. to Special Chief Secretary to Government, Energy Department.

The Revenue (JA&LA) Department.

File **(C.No.717/Budget.A1/2021)**

SC/SF.

//Forwarded :: By Order//

SECTION OFFICER